

Pérez Patents PLLC

DEC 04 2006

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Facsimile Cover Sheet

To: USPTO Central Fax 571-273-8300

From: Robert Perez 703-534-0514 (fax) 703-485-0314 (voice)

Number of Pages: 16
(Including Cover)

Re: Application of WURTZ, Michael J.
~~10/624,096~~ 10/624906 T.W.

Contents:

Letter

Copy of Third Party Submission filed April 3, 2006 with cited reference

Copy of Dated Stamped Filing Receipt

*For:
RETIFICATION*

DEC 04 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WURTZ, Michael J.

Serial No.: ~~10/624,096~~ 10/624906 T.W.

Group Art. Unit: 2614

Filed: July 22, 2003

Examiner: HAROLD, J.

For: HEADSET WITH AUXILIARY INPUT JACK(S) FOR CELL PHONE AND/OR OTHER DEVICES

Attorney Docket Number: 842.008US1

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER

Dear Sir:

On April 3, 2006, the undersigned filed a Third Party Prior Art Submission Under 37 C.F.R. §1.99 citing Australian Patent AU 199935119 B2, published January 6, 2000. The undersigned respectfully submits that all of the requirements of Rule 99 were met, and none of the prohibitions were violated.

Specifically, the cited application was listed, along with its date of publication, the fee was paid by way of a check which has since been cashed, and the document was in the English language, thus no translation was included, it was a single published patent application (i.e., less than ten references), and there were no markings thereon. No commentary regarding the contents of the submitted reference was included. Counsel for the applicant was properly served via First Class Mail.

To date, the reference does not appear to have been considered, nor does the filing appear in the transaction history or the image file wrapper. A copy of the filing, along with the stamped, dated filing receipt is attached hereto. The undersigned respectfully requests that the cited document be considered by the Examiner.

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DEC 04 2006

As a courtesy to the applicant, a copy of this submission has been served today by First
Class Mail to the attorney of record:

Eduardo Drake
Schwegman, Lundberg, Woessner & Kluth
1600 TCF Tower
121 South Eighth Street
Minneapolis, MN 55402

Respectfully submitted,

Dated: Dec 4 2006


Robert C.F. Pérez
Registration Number 39,328
Perez Patents PLLC
6803 Jefferson Ave.
Falls Church, VA 22042
Phone: 703.486.0314

Application of WURTZ
App. No.: ~~10/624,096~~ 10/624,906 T.W.
HEADSET WITH AUXILIARY INPUT JACK(S) FOR CELL
PHONE AND/OR OTHER DEVICES

Items included with this submission:

Third-Party Submission under 37 C.F.R. §1.99
- listed prior art (AU 199935119 B2)
\$180 - check

Date: April 3, 2006



DEC 04 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WURTZ, Michael J.

Serial No.: ~~10/624,096~~ 10/624,906 T.W.

Group Art Unit: 2614

Filed: July 22, 2003

Examiner: Al Aubaidi, R.

For: HEADSET WITH AUXILIARY INPUT JACK(S) FOR CELL PHONE AND/OR OTHER DEVICES

Attorney Docket Number: 842.008US1

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

THIRD-PARTY PRIOR ART SUBMISSION UNDER 37 C.F.R. §1.99

Dear Sir:

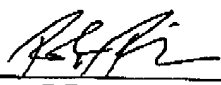
Enclosed please find a copy of Australian Patent AU 199935119 B2, published January 6, 2000 and relevant to the pending published application identified above. The fee set forth in §1.17(p) is included herewith. The document is in the English language and a full copy is enclosed.

In accordance with §1.248, a copy of this submission has been served today by First Class Mail to the attorney of record:

Eduardo Drake
Schwegman, Lundberg, Woessner & Kluth
1600 TCF Tower
121 South Eighth Street
Minneapolis, MN 55402

Respectfully submitted,

Dated: April 3, 2006


Robert C.F. Pérez
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